

1 DAVID P. MASTAGNI, ESQ. (SBN 57721)
2 DAVID E. MASTAGNI, ESQ. (SBN 204244)
3 JAMES B. CARR, ESQ. (SBN 53274)
4 ISAAC S. STEVENS, ESQ. (SBN 251245)
5 **MASTAGNI, HOLSTEDT, AMICK,**
6 **MILLER & JOHNSEN**
7 *A Professional Corporation*
8 1912 "T" Street
9 Sacramento, California 95811-3151
10 Telephone: (916) 446-4692
11 Facsimile: (916) 447-4614

12 Attorneys for Plaintiffs

13
14 IN THE UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16
17 DANIEL J. MITCHELL, *et al.*,) Case No.: 5: 08-01166 JW
18 v.)
19 COUNTY OF MONTEREY,)
20 Plaintiffs,)
21)
22 Defendant.)
23)
24)
25)
26)
27)
28)
-----)

**STIPULATION REGARDING
SEPARATE STATEMENT IN
SUPPORT OF MOTIONS FOR
SUMMARY JUDGMENT/SUMMARY
ADJUDICATION**

20 WHEREAS, this action involves twenty plaintiffs and the defendant has asserted nineteen
21 affirmative defenses;

22 WHEREAS, the parties have conducted thirty depositions and produced thousands of pages of
23 documentary evidence during the course of discovery;

24 WHEREAS, the parties believe filing separate statements on undisputed facts will enhance the
25 clarity of the parties' moving papers and allow the Court to quickly identify and locate the evidence the
26 parties rely on in their motions,

27 NOW, THEREFORE, it is hereby stipulated, between the parties, and each of them, that:they
28 request that the court issue an order allowing them to file a separate statement of undisputed facts in

1 support of their motions for summary judgment/summary adjudication, should they deem it necessary,

2 **IT IS SO STIPULATED.**

3

4 Dated: December 15, 2010

**MASTAGNI, HOLSTEDT, AMICK,
MILLER & JOHNSEN**

5

6

7

8

By: /s/ Isaac S. Stevens
ISAAC S. STEVENS
Attorneys for Plaintiffs
DAN MITCHELL, *et al.*

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Dated: December 15, 2010

By: /s/ William K. Rentz
WILLIAM K. RENTZ
Sr. Deputy County Counsel
Attorney for Defendant
COUNTY OF MONTEREY

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 [Signature] [PROPOSED] ORDER FOR LEAVE TO FILE A SEPARATE STATEMENT
2

3 The Court hereby GRANTS the parties leave to file separate statements of undisputed facts
4 in support of their motions for summary judgment/summary adjudication.

5
6 IT IS SO ORDERED
7
8

9
10 Dated: December 16, 2010
11


Hon. James Ware